

SEP 25 2003

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Date

Name



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

(Docket No.: 98,614-D)

In re Application of:

Zinkowski et al.

Serial No.: 10/017,822

Filed: December 12, 2001

For: Purified Antigen for  
Alzheimer's Disease, and  
Methods of Obtaining and  
Using Same

Before the Examiner:  
Young J. Kim

Art Unit: 1637

**RESPONSE TO THE RESTRICTION REQUIREMENT**  
**MAILED AUGUST 20, 2003**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Restriction Requirement mailed August 20, 2003, the Applicants elect the claims of Group IV, claims 32-37, for prosecution.

Applicants also request the Examiner to reconsider the grouping of claims. In particular, Applicants submit that

claims 14-21 should also be within Group IV. That group is drawn to methods of detecting autoantibodies that are present in Alzheimer's disease. See, e.g., claim 32. Applicants note that the method of that claim employs the protein preparation of claim 1. Claims 14-21 are also generally directed to methods for detecting autoantibodies present in Alzheimer's disease and similarly employ the protein preparation of claim 1. Accordingly, claims 14-21 clearly belong within Group IV. Applicants also note that all of claims 14-21 and 32-37 were determined to fall within the same group (Group III) during prosecution of the parent application, U.S. Application S.N. 09/334,582. Thus, Applicants respectfully request the Examiner to recast Group IV as encompassing all of claims 14-21 and 32-37.

In addition, Applicants note that Group I, now encompassing claims 1-21, is drawn to "a method of protein preparation" and "a method of using the protein preparation to isolate autoantibodies that are present in Alzheimer's disease." Claims 1-5 and 6-10 concern protein preparations while claims 11-13 are directed to processes for obtaining protein preparations. Claims 14-21, as noted above, are directed to methods for detecting autoantibodies. It seems that Group I is meant to be drawn to the "protein preparation" and perhaps, methods for obtaining protein preparations, i.e., the subject matter of

claims 1-13. Accordingly, Applicants also request the Examiner to more properly identify the subject matter to which Group I is directed.

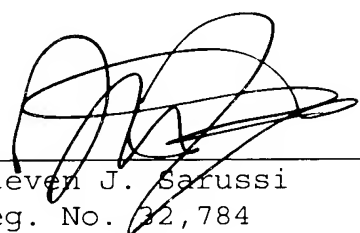
In summary, Applicants respectfully request the Examiner to recast Group IV as encompassing claims 14-21 and 32-37 and to more properly identify the subject matter of Group I.

Allowance of claims and passage of the application to issue are respectfully requested. Applicants urge the Examiner to contact the Applicants' undersigned representative at (312) 913-0001 if the Examiner believes that this would expedite prosecution of this application.

Respectfully submitted,

Dated: September 22, 2003

By: \_\_\_\_\_

  
Steven J. Sarussi  
Reg. No. 32,784

McDonnell Boehnen  
Hulbert & Berghoff  
300 South Wacker Drive  
Chicago, Illinois 60606  
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SEP 25 2003

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

(Docket No.: 98,614-D)

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SEP 29 2003

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In re Application of:

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Before the Examiner:  
Young J. Kim

Serial No.: 10/017,822

Filed: December 12, 2001

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For: Purified Antigen for Alzheimer's Disease, and  
Methods of Obtaining and Using Same

TRANSMITTAL LETTER

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In regard to the above identified application.

1. We are transmitting herewith the attached:

- a) Response to the Restriction Requirement Mailed August 20, 2003, and
- b) Postcard.

2. With respect to fees:

- a) No fee is required.
- b) Please charge any underpayment or credit any overpayment our Deposit Account, No. 13-2490.

3. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 22, 2003.

Respectfully submitted,

Date: September 22, 2003

Steven J. Sarassi  
Registration No. 32,784